

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

REBECCA STELMAN, *et al.*,

Plaintiff,

V.

AMAZON.COM INC., et al.,

## Defendants.

Case No. C22-1632-RSM

## ORDER FOR SUPPLEMENTAL BRIEFING

This matter comes before the Court on remand from the Ninth Circuit Court of Appeal.

Dkt. #42. On February 10, 2023, this Court granted Plaintiff's Motion for Remand, Dkt. #18, finding that Amazon Defendants are the principal, fundamental, or direct defendants and that Amazon Defendants and at least two-thirds of the putative class members are citizens of Washington. Dkt. #31 at 6. The Ninth Circuit reversed and remanded this case for the Court: (1) "to determine whether this case meets the requirements set forth in [28 U.S.C.] § 1332(d)(4)(B) for remand under the mandatory home state exception[;]" (2) for this Court to apply the correct standard that there is no presumption against removal under the Class Action Fairness Act; and (3) to determine in the first instance whether the DSPs [Delivery Service Providers other than Amazon] are primary defendants under the mandatory home state exception." Dkt. #41 at 3-4.

1 The Court now seeks supplemental briefing from the parties on the single issue of whether  
2 or not the other Delivery Service Providers are “primary defendants” under 28 U.S.C. §  
3 1332(d)(4)(B) or if only Amazon is the primary defendant.  
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5 Having considered the Ninth Circuit’s Mandate and the remainder of the record, the Court  
6 hereby finds and ORDERS that the parties are to submit supplemental briefing on the above  
7 issue, not to exceed ten (10) pages, and no later than thirty (30) days from the date of this Order.  
8 No response or reply briefing is permitted.  
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10 DATED this 23<sup>rd</sup> day of July, 2024.  
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13 RICARDO S. MARTINEZ  
14 UNITED STATES DISTRICT JUDGE  
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